



09-21-04

IPN' \$ 1644  
RCE

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## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Application No.	09/780,668
Filing Date	February 9, 2001
First Named Inventor	Gillies
Group Art Unit	1644
Examiner Name	David A. Saunders
Attorney Docket No.	LEX-011

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

## NOTES

**RCE v. CPA:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

**FEE AND SUBMISSION REQUIRED:** A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 (c)).

**RCE APPLIES TO:** An application in which prosecution is closed (see 37 C.F.R. § 1.114(b)).

**RCE DOES NOT APPLY TO:** (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

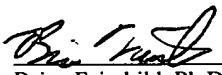
- a. ☐ Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.
- b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_.
- c. ☒ Amendment/Response enclosed.
- d. ☐ Affidavit(s)/Declaration(s) enclosed.
- e. ☒ Third Supplemental Information Disclosure Statement (IDS) enclosed.
  - i. ☒ PTO-1449
  - ii. ☒ Copies of IDS Citations
- f. ☐ Other

2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

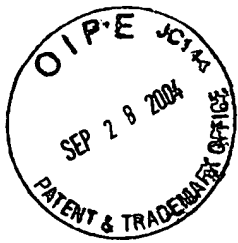
- a. ☐ Small entity status
  - i. ☐ was established in the prior nonprovisional application.
  - ii. ☐ is established herewith by the enclosed written assertion of entitlement to small entity status.
- b. ☐ A Petition and Fee for Extension of Time for \_\_\_\_ months up to and including \_\_\_\_ is enclosed herewith.
- c. ☒ A check in the amount of \$ 770.00 is enclosed.
- d. ☐ The Commissioner is hereby authorized to charge the required fee(s), i.e., \$ \_\_\_\_, to Deposit Account No. 20-0531.
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 20-0531.

**3. MISCELLANEOUS**

- a. ☒ Return Receipt Postcard enclosed.  
b. ☐ Other: \_\_\_\_\_

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
<p>Direct all correspondence to: Patent Administrator Testa, Hurwitz &amp; Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100</p>	<p>Respectfully submitted,</p> <p> _____ Brian Fairchild, Ph.D. Attorney for Applicants Testa, Hurwitz &amp; Thibault, LLP High Street Tower 125 High Street Boston, MA 02110</p> <p>Date: September 28, 2004 Reg. No. 48,645 Tel. No.: (617) 248-7697 Fax No.: (617) 248-7100</p>

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PATENT  
Attorney Docket No. LEX-011

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Gillies *et al.* CONF. NO.: 8264  
SERIAL NO.: 09/780,668 GROUP NO.: 1644  
FILING DATE: February 9, 2001 EXAMINER: D. Saunders  
TITLE: Enhancing the Circulating Half-Life of Antibody-based Fusion  
Proteins

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**SUPPLEMENTAL AMENDMENT**

Sir:

Prior to substantive examination, please amend the claims, as indicated in the listing of claims beginning on page 2 of this paper. Applicants enclose a Request for Continued Examination under 37 C.F.R. § 1.114 and accompanying fee. Applicants believe that no other fees are due with this submission. Nevertheless, please charge any additional fees to Deposit Account No. 20-0531.